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PTO/SB/21 (03-03)

Approved for use through 04/30/2003, OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/690,574	
	Filing Date	10/17/2000	
	First Named Inventor	DAILY, Mike	
	Art Unit	2683	
	Examiner Name	Ferguson, Keith	
Total Number of Pages in This Submission	27	Attorney Docket Number	HRL048

Total Number of Pages in This Submission

### ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Remarks	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  Appendix to Affidavits (8 pg. Invention disclosure)
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OCT 27 2003

Technology Center 2600

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Tope-McKay & Associates
Signature	
Date	10/16/2003

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 10/16/2003

Typed or printed	Cary Tope-McKay
Signature	
Date	10/16/2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	
<b>TOTAL AMOUNT OF PAYMENT</b>	<b>(\$)</b> 374.00

<b>Complete if Known</b>	
Application Number	09/690,574
Filing Date	10/17/2000
First Named Inventor	Daily
Examiner Name	Ferguson, Keith
Art Unit	2683
Attorney Docket No.	HRL048
<b>RECEIVED</b>	
<b>OCT 27 2003</b>	
<b>Technology Center 2600</b>	

**METHOD OF PAYMENT (check all that apply)**

<input type="checkbox"/> Check	<input checked="" type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None
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 Deposit Account:

Deposit Account Number	<input type="text"/>
Deposit Account Name	<input type="text"/>

The Commissioner is authorized to: (check all that apply)

<input type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Credit any overpayments
<input type="checkbox"/> Charge any additional fee(s) during the pendency of this application	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 750	2001 375	Utility filing fee	<input type="text"/>
1002 330	2002 165	Design filing fee	<input type="text"/>
1003 520	2003 260	Plant filing fee	<input type="text"/>
1004 750	2004 375	Reissue filing fee	<input type="text"/>
1005 160	2005 80	Provisional filing fee	<input type="text"/>
<b>SUBTOTAL (1) (\$)</b>			<input type="text"/>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

	Extra Claims	Fee from below	Fee Paid
Total Claims	41	-20** = 16	<input type="text"/> x 18 = 288
Independent Claims	4	- 3** = 1	<input type="text"/> x 86 = 86
Multiple Dependent			<input type="text"/> = 374

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) (\$)</b>		<input type="text"/> 374

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	<input type="text"/>
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	<input type="text"/>
1053 130	1053 130	Non-English specification	<input type="text"/>
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	<input type="text"/>
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	<input type="text"/>
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	<input type="text"/>
1251 110	2251 55	Extension for reply within first month	<input type="text"/>
1252 410	2252 205	Extension for reply within second month	<input type="text"/>
1253 930	2253 465	Extension for reply within third month	<input type="text"/>
1254 1,450	2254 725	Extension for reply within fourth month	<input type="text"/>
1255 1,970	2255 985	Extension for reply within fifth month	<input type="text"/>
1401 320	2401 160	Notice of Appeal	<input type="text"/>
1402 320	2402 160	Filing a brief in support of an appeal	<input type="text"/>
1403 280	2403 140	Request for oral hearing	<input type="text"/>
1451 1,510	1451 1,510	Petition to institute a public use proceeding	<input type="text"/>
1452 110	2452 55	Petition to revive - unavoidable	<input type="text"/>
1453 1,300	2453 650	Petition to revive - unintentional	<input type="text"/>
1501 1,300	2501 650	Utility issue fee (or reissue)	<input type="text"/>
1502 470	2502 235	Design issue fee	<input type="text"/>
1503 630	2503 315	Plant issue fee	<input type="text"/>
1460 130	1460 130	Petitions to the Commissioner	<input type="text"/>
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	<input type="text"/>
1806 180	1806 180	Submission of Information Disclosure Stmt	<input type="text"/>
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	<input type="text"/>
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	<input type="text"/>
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	<input type="text"/>
1801 750	2801 375	Request for Continued Examination (RCE)	<input type="text"/>
1802 900	1802 900	Request for expedited examination of a design application	<input type="text"/>

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)**

(Complete if applicable)

Name (Print/Type)	Cary Tope-McKay	Registration No. (Attorney/Agent)	41,350	Telephone 310.589.8158
Signature	Date 10/16/2003			

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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#5/A  
TLR  
10/31/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 Applicant: Daily, Mike

Examiner: Ferguson, Keith

Serial No.: 09/690,574

Group Art Unit: 2683

Filed: 10/17/2000

Our Ref: HRL048

10 For: "Audio on Location"

RE: **RESPONSE**

15 Hon. Assistant Commissioner of Patents and Trademarks

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Washington, D.C. 20231

OCT 27 2003

RESPONSE

Technology Center 2600

Sir:

20 In response to the Office Action dated July 16, 2003, having a shortened-statutory response period extending through and including October 16, 2003, the Applicants respectfully request that the Examiner enter and consider the Amendments Remarks made below. **All amendments and remarks herein are made without prejudice.**

Amendments to the Claims begin on page 2 of this paper.

25 Remarks/Arguments begin on page 11 of this paper.

10/23/2003 JBALINAH 00000076 09690574

01 FC:1201  
02 FC:1202

86.00 OP  
288.00 OP